

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.10.2015

CORAM

THE HONOURABLE MR.JUSTICE D.HARIPARANTHAMAN

Tr.C.M.P.No.274 of 2015

and

M.P.No.1 of 2015

K.J.Swathi @ Monicka ... Petitioner

vs.

G.L.Jagadeesan ... Respondent

Transfer petition has been filed to withdraw H.M.O.P.No.51 of 2015 pending on the file of Sub Court, Poonamallee and transfer the same to Sub Court, Gudiyatham.

For petitioner : Mr.T.Dhanyakumar

For Respondent : Mr.K.T.S.Sivakumar

ORDER

The petitioner is the wife and the respondent is the husband. The respondent / husband filed H.M.O.P.No.51 of 2015 on the file of Subordinate Court, Poonamallee, seeking divorce. The petitioner / wife resides at Gudiyatham, Vellore District. Hence, she has filed this petition to transfer the petition in H.M.O.P.No.51 of 2015 to the file of Sub Court, Gudiyatham.

2. In view of Section 19(iii)(a) of the Hindu Marriage Act, H.M.O.P. may be tried at the place where the wife resides. In the matrimonial disputes, preference should be given to the convenience of the wife as to the place of hearing. Hence, I am of the view that H.M.O.P.No.51 of 2015 pending on the file of the learned Subordinate Judge, Poonamallee has to be transferred to the file of Sub Court, Gudiyatham.

3. In the result, the transfer CMP is allowed and the learned Subordinate Judge, Poonamallee is directed to transfer the

petition in H.M.O.P.No.51 of 2015 pending on his file to the file of learned Subordinate Judge, Gudiyatham, for disposal. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Asst.Registrar (CS IV)

/true copy/

Sub Asst. Registrar

vsm

To

1.The Subordinate Judge,
Poonamallee.

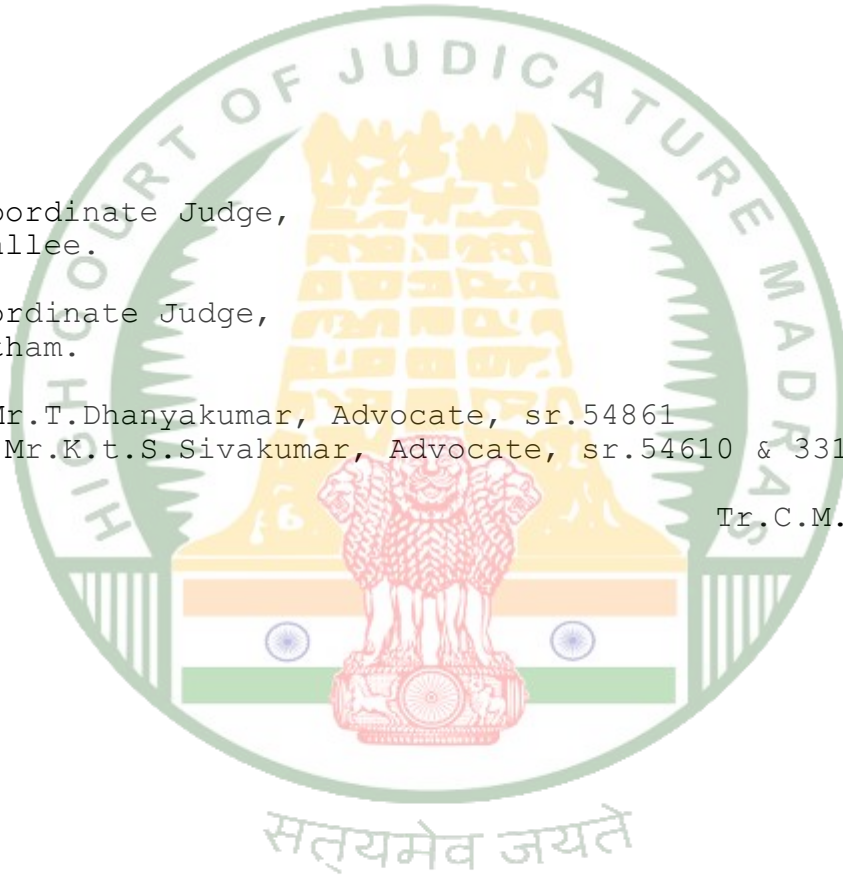
2.The Subordinate Judge,
Gudiyatham.

+1 cc to Mr.T.Dhanyakumar, Advocate, sr.54861

+2 ccs to Mr.K.t.S.Sivakumar, Advocate, sr.54610 & 33152

Tr.C.M.P.No.274 of 2015

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